



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Revenue

☒ Preproposal Statement of Inquiry was filed as WSR 05-22-116; or
☐ Expedited Rule Making--Proposed notice was filed as WSR ; or
☐ Proposal is exempt under RCW 34.05.310(4).

☒ Original Notice
☐ Supplemental Notice to WSR
☐ Continuance of WSR

Title of rule and other identifying information:

WAC 458-20-267 Annual reports for certain tax adjustments

Hearing location(s):

Capitol Plaza Building
4th Floor – L&P Large Conference Room
1025 Union Avenue SE
Olympia, Washington 98504

Date: June 6, 2006 Time: 9:30am

Submit written comments to:

Name: Allan C. Lau

Address: Post Office Box 47453
Olympia, Washington
98504-7453

e-mail AllanL@dor.wa.gov

fax (360) 586-5543

by June 6, 2006

Assistance for persons with disabilities: Contact Sandy
Davis no later than 10 days before the hearing date.

TTY 1-800-451-7985 or (360) 725-7499

Date of intended adoption: June 13, 2006
(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

In order to take certain tax exemptions, credits, and rates ("tax adjustments"), taxpayers must file an annual report with the department of revenue (the "department") detailing employment, wages, and employer-provided health and retirement benefits per job at the manufacturing site. This rule explains the reporting requirements for tax adjustments provided to the aerospace manufacturing, aluminum manufacturing, electrolytic processing, and solar electric manufacturing industries. This rule explains who is required to file annual reports, how to file reports, and what information must be included in the reports.

The proposed rule incorporates provisions of chapter 1, Laws of 2003 2nd special session, chapter 24, Laws of 2004, chapter 240, Laws of 2004, and chapter 301, Laws of 2005. These provisions impose the annual reporting requirement for taking the tax adjustments provided to the aerospace manufacturing, aluminum manufacturing, electrolytic processing, and solar electric manufacturing industries.

Reasons supporting proposal: To clarify the annual report requirements.

Statutory authority for adoption:

RCW 82.32.300 and 82.01.060(2)

Statute being implemented: RCW 82.32.545, 82.32.570,

82.32.560, and 82.32.620

Is rule necessary because of a:Federal Law? ☐ Yes ☒ NoFederal Court Decision? ☐ Yes ☒ NoState Court Decision? ☐ Yes ☒ No

If yes, CITATION:

Date**Name**

Alan R. Lynn

Signature**Title**

Rules Coordinator

Filed: May 3, 2006**Time: 11:30 a.m.****WSR: 06-10-093****The above information was input by DOR**

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: Department of Revenue

☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Allan C. Lau	1025 Union Ave. SE. Ste #544, Olympia ,Wa	(360) 570-6134
Implementation.... Alan R. Lynn	1025 Union Ave. SE. Ste #544, Olympia ,Wa	(360) 570-6125
Enforcement..... Janis P. Bianchi	1025 Union Ave. SE. Ste #544, Olympia ,Wa	(360) 570-6147

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

☒ No. Explain why no statement was prepared.

The rule does not impose any new performance requirement or administrative burden on any small business not required by statute.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

☒ No: Please explain: The proposed rule is not a significant legislative rule as defined by RCW 34.05.328.